

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Charis Jones	Team: Squad #4	CCRB Case #: 201906245	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 06/07/2019 7:30 AM	Location of Incident: Inside of the 121 Precint station house	Precinct: 121	18 Mo. SOL 12/7/2020	EO SOL 7/24/2021	
Date/Time CV Reported Wed, 07/17/2019 1:48 PM	CV Reported At: CCRB	How CV Reported: In-person	Date/Time Received at CCRB Wed, 07/17/2019 1:48 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. SGT Evan Aronowitz	01137	944334	121 PCT
2. An officer			

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POF Cynthia Garriga	11383	951762	120 PCT

Officer(s)	Allegation	Investigator Recommendation
A. An officer	Off. Language: An officer made remarks to § 87(2)(b) based upon gender.	
B.SGT Evan Aronowitz	Abuse: Sergeant Evan Aronowitz forcibly removed § 87(2)(b) to the hospital	

Case Summary

On July 17, 2019, § 87(2)(b) filed this complaint in person at the CCRB.

On June 7, 2019, at approximately 7:30 a.m., § 87(2)(b) went to the 121st Precinct stationhouse in Staten Island. Sergeant Evan Aronowitz (assigned to the 121st Precinct) was present at the desk. An unidentified officer said to § 87(2)(b) “Oh no bitch” (**Allegation A: Offensive Language**, § 87(2)(g)). § 87(2)(b) was eventually removed to § 87(2)(b) (b) (**Allegation B: Abuse of Authority**, § 87(2)(g)). § 87(2)(b) was discharged on § 87(2)(b). No arrests were made nor any summons issued as a result of this incident.

There is no video evidence regarding this incident.

Findings and Recommendations

Allegation (A) Offensive Language: An officer made remarks to § 87(2)(b) based upon gender.

§ 87(2)(b) testified (Board Review 01) that she went to the 121st Precinct stationhouse to protest an interaction she had with officers on another date. § 87(2)(b) walked to the front desk where Sgt. Aronowitz and two other officers were located. § 87(2)(b) walked around the barricade, which separated the front desk from the waiting area. An unidentified officer told § 87(2)(b) that she was not allowed to be on that side of the barricade. § 87(2)(b) spoke loudly about how it was unacceptable to brutalize someone without them being mirandized. § 87(2)(b) took out a flyer, slammed it on the desk, and said, “This is not acceptable.” Other officers came into the waiting area and ordered § 87(2)(b) to leave the stationhouse. § 87(2)(b) turned around and began to walk out of the stationhouse. As she walked down the front steps, an unidentified officer grabbed her arm and said, “Oh no bitch.” § 87(2)(b) pulled her arm away and said, “What are you doing? They told me to leave.” § 87(2)(b) described the officer that called her a “bitch” as a Hispanic female with a medium to tan skin complexion, who stood 5’1” tall, was approximately 27 years old and had a medium build.

The investigation received the 121st Precinct Tour 1 and Tour 2 Roll Calls for June 7, 2019 (Board Review 02). Seven female officers in total worked during both tours. The MOS photo terminal was used to review their pedigree information (Board Review 03). PO Garriga closely matched the description of the subject officer. PO Garriga is a § 87(2)(b)-old Hispanic female who stands 5’2” tall, weighs 180 pounds, has brown hair and brown eyes (Board Review 04).

PO Garriga (Board Review 04) was interviewed and she stated that she was conducting an equipment check in the property room when she heard § 87(2)(b) screaming. PO Garriga did not recall what § 87(2)(b) said but she protested something. PO Garriga exited the property room and saw officers gathered around § 87(2)(b) near the front desk. § 87(2)(b) attempted to barge past the barrier that separated the waiting area from the front desk. The situation was under control and handled by other officers so PO Garriga returned to the property room. PO Garriga observed EMS personnel at the stationhouse a short time after the incident and believed they were there for § 87(2)(b). PO Garriga did not know why EMS was called nor did she learn why § 87(2)(b) was taken to the hospital. PO Garriga did not observe any officer speak with EMS. PO Garriga did not call § 87(2)(b) a “bitch” nor did she hear any other officer do so.

Sgt. Aronowitz (Board Review 05), the desk sergeant, did not hear an officer call § 87(2)(b) a “bitch.”

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Allegation (B) Abuse of Authority: Sergeant Evan Aronowitz forcibly removed § 87(2)(b) to the hospital.

It is undisputed that § 87(2)(b) was removed to the hospital.

§ 87(2)(b) (Board Review 01) testified that Sgt. Aronowitz told two officers to “put her in the juvie room.” Two unidentified officers took her to a room, handcuffed her to a pole, and left. An officer eventually returned to the room and said, “We’re just going to get you checked out.” § 87(2)(b) had not made any statements about harming herself or others. Approximately 40 minutes later, EMTs arrived. § 87(2)(b) was taken to § 87(2)(b). § 87(2)(b) described the officers that took her to the juvenile room as a white male who stood 5’9” tall, was bald, and had blue eyes and a white female with a small-to-medium build and glasses. Both officers were in uniform.

Sgt. Aronowitz (Board Review 05) testified that while the front desk of the stationhouse, § 87(2)(b) slammed down a piece of paper and screamed, “Release him. Release him. I want him out. Where is he?” § 87(2)(b) put her hands above her head and moved them around. Sgt. Aronowitz did not know what § 87(2)(b) was referring to and he did not make any statements to her. § 87(2)(b) appeared to be out of breath and would not make eye contact with Sgt. Aronowitz; her eyes looked glazed and she stared past him as she spoke. An officer who Sgt. Aronowitz could not identify may have asked § 87(2)(b) what the date, time, and reason for her being there was. § 87(2)(b) was either unable to answer these questions or did not respond at all. This initial interaction lasted approximately two to three minutes. Sgt. Aronowitz instructed officers, he did not recall which ones, to bring § 87(2)(b) into one of the Juvenile rooms. Sgt. Aronowitz requested EMS because he wanted § 87(2)(b) to be evaluated. Sgt. Aronowitz could not recall how much time passed before EMS arrived. Once EMS arrived, they spoke with the officers who were in the room with § 87(2)(b). Sgt. Aronowitz did not overhear this conversation nor could he provide any additional information regarding who those officers were. § 87(2)(b) was then escorted out of the stationhouse by the EMTs. § 87(2)(b) did not make any statements and did not appear to be upset about being taken to the hospital.

No AIDED report was prepared in regards to this incident (06).

The investigation submitted a request for the Ambulance Care Report (ACR) for this incident. According to § 87(2)(b), they were “unable to find indications of treatment for the dates requested” and there is “No ACR for DOS (date of service) requested” (Board Review 07).

§ 87(2)(b)'s medical records from § 87(2)(b) (Board Review 08) note that she was “brought to the by EMS and NYPD after she reportedly went to the precinct to have a verbal confrontation with police. As per NYPD, § 87(2)(b) made ‘threats’ to the police and was agitated at the Precinct. § 87(2)(b) stated that she was distributing flyers when one of the officers grabbed her hand. This led to her getting agitated and brought to the hospital. § 87(2)(b) remained that she was taken to the hospital unlawfully and against her will.” § 87(2)(b)'s medical records did not note if officers accompanied her to the hospital.

§ 87(2)(g)

§ 87(2)(g)

Civilian and Officer CCRB Histories

- § 87(2)(b) has been party to two CCRB complaints (including this one) and has been named a victim in eight allegations (09).
 - § 87(2)(b)
- Sergeant Evan Aronowitz has been a member-of-service for 12 years. This is the first CCRB complaint to which he has been a subject.

Mediation, Civil and Criminal Histories

- This complaint was not suitable for mediation.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- As of May 27, 2020, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this incident (11).

Squad No.: 4

Investigator: Charis Jones Inv. Charis Jones 06/09/2020
Signature Print Title & Name Date

Squad Leader: Raquel Velasquez IM Raquel Velasquez 06/09/2020
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date